

**LEGISLATIVE SERVICES AGENCY
OFFICE OF FISCAL AND MANAGEMENT ANALYSIS**

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FISCAL IMPACT STATEMENT

LS 6903

BILL NUMBER: HB 1552

NOTE PREPARED: Jan 19, 2013

BILL AMENDED:

SUBJECT: Sentencing for Habitual Drug Dealers.

FIRST AUTHOR: Rep. Moed

FIRST SPONSOR:

BILL STATUS: As Introduced

FUNDS AFFECTED: X GENERAL
DEDICATED
FEDERAL

IMPACT: State

Summary of Legislation: This bill provides that a person who is convicted of dealing drugs may be sentenced as a habitual drug dealer if the person has two prior unrelated convictions for dealing drugs.

Effective Date: July 1, 2013.

Explanation of State Expenditures: Assuming that future commitments of offenders will have a sentencing profile similar to commitments that occurred in 2011, this bill is estimated to begin to increase the Department of Correction's (DOC) facility population in 2018, eventually resulting in an increase in the offender population by an estimated 217 by 2033.

The average expenditure to house an adult offender was \$18,582 in FY 2012. (This does not include the cost of new construction.) If offenders can be housed in existing facilities with no additional staff, the marginal cost for medical care, food, and clothing is approximately \$3,233.90 annually, or \$8.86 daily, per prisoner.

LSA used the DOC commitment population for 2011 and based their current release year on half of their average sentence and their new release year on half of the added sentence.

| Offenders Committed for Dealing in CY 2011 | | | | | | |
|--|-------------------|----------------------------|-------------------------|-----------------------------|-----------------------|----------------------------|
| <u>Felony</u> | <u>Offense</u> | <u>Number of Offenders</u> | <u>Average Sentence</u> | <u>Current Release Date</u> | <u>Added Sentence</u> | <u>New Year of Release</u> |
| Class A | Cocaine/Narcotics | 3 | 14.6 | 2020 | 14.6 | 2027 |
| Class A | Schedule 1,2,3 | 1 | 20.0 | 2023 | 20.0 | 2033 |
| Class B | Methamphetamine | 3 | 5.8 | 2016 | 5.8 | 2019 |
| Class B | Cocaine/Narcotics | 9 | 7.8 | 2017 | 7.8 | 2021 |
| Class B | Schedule 1,2,3 | 7 | 7.7 | 2017 | 7.7 | 2021 |
| Class C | Marijuana/Hashish | 1 | 8.0 | 2017 | 8.0 | 2021 |
| Class D | Marijuana/Hashish | 1 | 1.8 | 2014 | 1.8 | 2015 |

Explanation of State Revenues:

Explanation of Local Expenditures:

Explanation of Local Revenues:

State Agencies Affected: Department of Correction.

Local Agencies Affected:

Information Sources: Department of Correction Offender Information System.

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